



UNITED STATES MARINE CORPS
MARINE CORPS BASE HAWAII
BOX 63002
KANEHOE BAY HAWAII 96863-3002

5720
FO2023-012494
10 Jul 23

Mr. Jacob England
584 Longstaff Ave
Beaufort, SC 29904

Dear Mr. England:

SUBJECT: YOUR FOIA REQUEST DON-USMC-2023-012494

This letter is in response to your request under the Freedom of Information Act (FOIA), assigned tracking number DON-USMC-2023-012494, dated 21 June 2023, requesting an incident report that occurred on or about 16 August 2018, maintained by the Provost Marshall Office (PMO).

Per email correspondence dated 26 June 2023, it was stated that the requested documents can be obtained directly from Marine Corps Base Hawaii (MCBH) PMO through your agency. On 6 July 2023, you stated that you no longer required the requested records.

A total of 0 pages of responsive documents have been denied pursuant to the following FOIA exemption. In accordance with Navy policy, all fees have been waived.

I am the official responsible for the partial denial of your request. If you have any questions, please contact me at (808) 257-5742.

You have the right to an appeal. It must be received (i.e., post-marked if by mail, sent if by email, submitted if by FOIAonline) within 90 calendar days from the date of this letter. Please provide the appellate authority (see below) the following in an envelope marked "FOIA appeal":

- A letter requesting an appeal that explains what you are appealing with any supporting arguments or reasons you think may be worthy of consideration.
- A copy of your initial request.
- A copy of the letter of denial.

Also, please provide me a copy of your appeal letter at (name and address of the command or activity which responded to the request).

There are two ways to file an appeal: through FOIAonline or by mail.

1. Through FOIAonline. This will work only if you set up an account on FOIAonline before you make the request that you would like to appeal. To set up an account, go to FOIAonline (this is a website that will appear at the top "Create Account" (a link located within the blue banner at the top in the upper right corner), enter your data into the field that subsequently appears, and click "Save" (at the bottom left of the screen)). With your account thereby created, you will have the power to file an appeal on FOIAonline to any request you file on FOIAonline thereafter. To do so, locate your request (enter a keyword or the request tracking number in the "Search for" field on the "Search" tab), click on it, then the "Create Appeal" tab in the left-hand column. Complete the subsequent field, click "Save," and FOIAonline will submit your appeal.

2. By mail. Address your appeal to:

The Judge Advocate General (Code 14)
1322 Patterson Avenue SE, Suite 3000
Washington Navy Yard, DC 20374-5066

(Note: the preceding address is the default address. Alternatively, it may be sent to the Department of the Navy General Counsel if appropriate (the Office of the General Counsel generally handles issues outside of those of the uniformed service). That address is as follows:

Department of the Navy,
Office of the General Counsel
1000 Navy Pentagon, Room 5A532
Washington, DC 20350-1000

If you have any questions, please contact the FOIA coordinator at maria.m.garcia@usmc.mil, (808) 257-8812. You may also contact the DON FOIA Public Liaison, Christopher Julka, at christopher.a.julka@navy.mil, (703) 697-0031. In addition, the Office of Government Information Services (OGIS) provides a voluntary mediation process for resolving disputes between persons making FOIA requests and the Department of the Navy (DON). For more information go to <https://www.archives.gov/ogis/about-ogis/contact-information>.

Sincerely,



B. S. LEGENS
Captain, U.S. Marine Corps
Deputy Staff Judge Advocate